

ALLEGED VIOLATION: On or about January 12 and 28, February 11, and March 3 and 10, 1949, and while the drugs were being held for sale after shipment in interstate commerce, the defendant caused quantities of the drugs to be repackaged and sold to various persons without a prescription, which acts of the defendant resulted in the repackaged drugs being misbranded.

NATURE OF CHARGE: Misbranding, Section 502 (b) (1), the repackaged drugs bore no label containing the name or place of business of the manufacturer, packer, or distributor; Section 502 (b) (2), the repackaged drugs bore no label containing a statement of the quantity of the contents; and, Section 502 (f) (1), the repackaged drugs bore no labeling containing directions for use.

Further misbranding, Section 502 (d), the repackaged *seconal sodium capsules* and *nembutal sodium capsules* were drugs for use by man and contained chemical derivatives of barbituric acid, which derivatives had been by the Administrator of the Federal Security Agency, after investigation, found to be and by regulations designated as, habit forming; and the labels of the repackaged capsules failed to bear the name, and quantity or proportion of such derivatives and in juxtaposition therewith the statement "Warning—May be habit forming." Further misbranding, Section 502 (e) (1), the repackaged *Benzedrine Sulfate Tablets* bore no label containing the common or usual name of the drug, namely, Benzedrine Sulfate.

DISPOSITION: February 6, 1950. A plea of guilty having been entered, the court imposed a fine of \$50.

3044. Misbranding of Benadryl Capsules and Dexedrine Sulfate Tablets. U. S. v. Godt Brothers, William C. Godt, and Henry C. Godt. Pleas of nolo contendere. Defendants placed on probation for 1 year. (F. D. C. No. 26733. Sample Nos. 27038-K, 27317-K.)

INFORMATION FILED: September 6, 1949, Western District of Arkansas, against the Godt Brothers, a partnership, Kansas City, Mo., and William C. Godt and Henry C. Godt, partners.

INTERSTATE SHIPMENT: On or about August 10 and 16, 1948, from the States of Missouri and Pennsylvania into the State of Arkansas.

ALLEGED VIOLATION: On or about August 31 and September 10, 1948, and while the articles were being held for sale after shipment in interstate commerce, the defendants caused quantities of the articles to be repackaged and sold to various persons without a prescription, which acts of the defendants resulted in the repackaged articles being misbranded.

NATURE OF CHARGE: Misbranding, Section 502 (b) (2), the repackaged articles bore no label containing an accurate statement of the quantity of the contents; and, Section 502 (f) (1), they failed to bear labeling containing adequate directions for use.

DISPOSITION: September 30, 1949. Pleas of nolo contendere having been entered, the court placed the defendants on probation for 1 year.

3045. Misbranding of Colusa Natural Oil and Colusa Natural Oil Capsules. U. S. v. 21 Bottles, etc. (and 15 other seizure actions). (F. D. C. Nos. 12896, 13126, 13370, 13384, 13406, 13610, 14040, 14731, 14740, 14745, 14791, 14797, 19169. Sample Nos. 61588-F, 61589-F, 61591-F, 61592-F, 72461-F, 72462-F, 73969-F, 73971-F, 77664-F to 77671-F, incl., 78164-F, 78165-F, 79544-F, 79545-F, 79921-F, 87120-F, 87121-F, 89661-F, 89901-F, 89902-F, 92103-F, 92104-F, 92386-F, 92387-F, 56625-H, 56626-H.)

LIBELS FILED: Between July 7, 1944, and February 8, 1946, District of Columbia, Eastern, Middle, and Western Districts of Pennsylvania, Western District of